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11
Receipt

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Paul Gulko, et al.

Appl. No.: 09/745,011

Filed: December 20, 2000

For: METHOD AND APPARATUS FOR
INSURANCE INSOLVENCY OPERATIONS

Art Unit: 2166

Examiner: To be assigned

Atty Docket: GFM-00101

Certificate of Mailing

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as first class mail, in an envelope addressed to the U.S. Patent and Trademark Office; Washington, D.C. 20231 on this date of March 22, 2002.

Gabriella S. Fercu

Name: Gabriella Fercu

REQUEST FOR CORRECTION OF FILING RECEIPT

U.S. Patent and Trademark Office
Washington, D.C. 20231

Sir:

Please make the following corrections on the Notice of Recordation of the Filing Receipt for the above-captioned application:

Date of Filing is incorrect and currently reads: **12/31/2001**
and should be corrected to read: **12/20/2000**

A copy of the Notice of Recordation of Filing Receipt Document with the change noted thereon is submitted herewith. Also, enclosed is a copy of a granted decision on the "Petition for Original Filing Date" filed December 31, 2001, which indicates that the Applicants are entitled to the filing date of December 20, 2000. Should there be any questions concerning this request, the Examiner is invited to contact the undersigned at (617) 951-6661.

Respectfully submitted,
HUTCHINS, WHEELER & DITTMAR

March 22, 2002

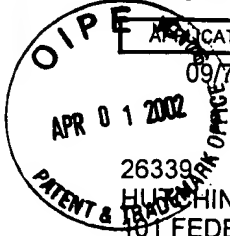
Date

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/745,011	12/31/2001	2166	1668	GFM-00101	49	66	2

12/20/2000

26339
HUTCHINS, WHEELER & DITTMAR
181 FEDERAL STREET
BOSTON, MA 02110

CONFIRMATION NO. 7233

FILING RECEIPT



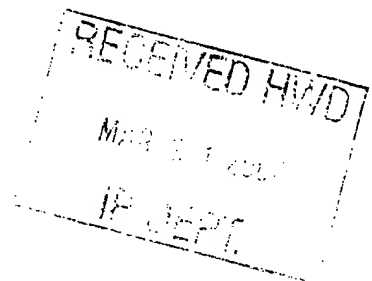
OC000000007651480

Date Mailed: 03/15/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Paul Gulko, Swampscott, MA;
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Karen Anderson, Falmouth, MA;
Denise Amigo, Malden, MA;
James Winskowicz, Beverly, MA;



Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 05/16/2001

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

Method and apparatus for performing insurance insolvency operations

Preliminary Class

705

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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NOT GRANTED

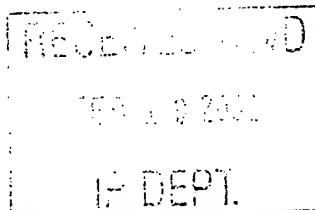
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Paper No. 9

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OFFICE OF PETITIONS

In re Application of
Gulko, et al.
Application No. 09/745,011
Filed: December 20, 2000
Attorney Docket No. GFM-00101

DECISION ON PETITION

This is a decision on the "Petition for Original Filing Date", filed December 31, 2001 (Certificate of Mailing dated November 5, 2001), which is being treated as a Petition Under 37 CFR 1.53(e) to accord the above-identified application a filing date of December 20, 2000.

Application papers in the above-identified application were filed on December 20, 2000. However, on October 29, 2001, the Initial Patent Examination Division mailed a "Notice of Incomplete Nonprovisional Application," notifying applicant that the application papers had not been accorded a filing date because the application was deposited without drawings.

Applicant asserts that the application was in fact filed with drawings, and that no further deposit of drawings is necessary to be entitled to a filing date. In support thereof, applicant submitted a postcard receipt identifying this application, itemizing "49 sheets of drawings" as enclosed, bearing a United States Patent and Trademark Office date-stamp of December 20, 2000, and lacking any notation of non-receipt of any item listed.

A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the Office of all items listed thereon on the date stamped thereon by the Office. See MPEP 503.

In view thereof, the petition is GRANTED.

Given the basis for granting the petition, no petition fee is required and none has been charged.


Examination of the application file reveals that a Notice to File Missing Parts was mailed on January 8, 2002, informing applicant that \$30 was missing from the filing fee and that the application had been accorded a filing date of December 31, 2001. Applicant already submitted the \$1668 fee that was required by an earlier Notice to File Missing Parts mailed on May 16, 2001.¹

¹ Applicant paid the \$1668 fee (\$710 filing fee, \$828 for claims in excess of 20, and \$130 surcharge for late filing of the oath or declaration) on May 29, 2001.

Accordingly, to the extent that the Notice to File Missing Parts dated January 8, 2002 requires an additional filing fee and states that the application has been accorded a filing date of December 31, 2001, the Notice appears to have been issued in error and is hereby VACATED. However, applicant is still required to submit substitute drawings in compliance with 37 CFR 1.84 within two months of the mail date of the Notice (January 8, 2002). Extensions of time are available under 37 CFR 1.136(a).

The application is being forwarded to the Office of Initial Patent Examination (OIPE) for further processing with a filing date of December 20, 2000, using the application papers received in the Office on that date and 49 sheets of drawings resupplied on petition filed December 20, 2000, and for issuance of a corrected filing receipt as per the request filed May 29, 2001 (paper no. 5). Applicant will receive appropriate notifications regarding the fees owed, if any, and other information in due course from OIPE.

Telephone inquiries related to this decision should be directed to Petitions Attorney Cliff Congo at 703-305-0272.


Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy